



IPW/DAC

Atty. Dkt. No. 024833-2602

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KRIER et al.
Title: OPTIMIZED CAPACITIVE
DIPOLE ANTENNA FOR SIZE
Appl. No.: 10/643,102
Filing Date: 08/18/2003
Examiner: Minh A.
Art Unit: 2821

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. <i>Elizabeth Deaton</i> (Printed Name) <i>Elizabeth Deaton</i> (Signature) <i>03-22-06</i> (Date of Deposit)
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PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper response to the Office Action mailed on November 17, 2004, which set a three-month period for response.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Required reply and/or fee;
- (2) Petition fee (37 C.F.R. § 1.17(m));
- (3) Statement that the abandonment was unintentional; and
- (4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

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(1) Required reply and/or fee.

The proposed reply and required fee for the above-noted Office Action in the form of a Response to the outstanding Office Action.

(2) Petition fee (37 C.F.R. § 1.17(m))

The Commissioner is hereby authorized to charge the petition fee of \$750 to Deposit Account No. 06-1450.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1450.

(3) Statement that the abandonment was unintentional.

Applicant hereby states that the entire delay in filing the required reply, from the due date for the reply until the filing of this petition, was unintentional. The Office Action was never received by a practitioner representing the applicant.

The Application was filed on August 18, 2003 by Practitioner Mark Wardas. Mr. Wardas withdrew from representing the applicants and the applicants transferred their file to their current counsel. Mr. Wardas filed a formal withdraw of representation with the Patent and Trademark Office on November 30, 2004. The file was audited and compared to the image file wrapper in PAIR prior to November 17, 2004 when no office action had yet been issued.

An office action was sent to Mr. Wardas on November 17, 2004 setting a deadline for response of May 17, 2005. Applicant's current representatives never received this office action. A status check was performed on the file again comparing the content of the file with the image file wrapper in PAIR. At this time, Applicant's current counsel discovered the existence of the November 17, 2004 office action. This was not discovered until after the period for reply to the office action had expired.

(4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

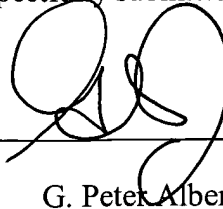
No terminal disclaimer is required in this application under 37 C.F.R. § 1.137(c) since this application was not filed before June 8, 1995.

Date MARCH 20, 2006

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Respectfully submitted,

By

A handwritten signature in black ink, appearing to be 'G. Peter Albert, Jr.', written over a horizontal line.

G. Peter Albert, Jr.
Attorney for Applicant
Registration No. 37,268